

United States Court of Appeals
For the Eighth Circuit

No. 26-1342

United States of America

Plaintiff - Appellee

v.

Donald Pollard

Defendant - Appellant

Appeal from United States District Court
for the Western District of Arkansas - Fayetteville

Submitted: August 26, 2026

Filed: August 31, 2026

[Unpublished]

Before KELLY, KOBES, and JUSTIN D. SMITH, Circuit Judges.

PER CURIAM.

Donald Pollard appeals the sentence imposed by the district court¹ after he pled guilty to a drug distribution offense pursuant to a written plea agreement. His counsel

¹The Honorable Timothy L. Brooks, Chief Judge, United States District Court for the Western District of Arkansas.

has moved for leave to withdraw and has filed a brief under Anders v. California, 386 U.S. 738 (1967), challenging the reasonableness of the sentence.

Upon careful review, we conclude that the sentence was not an abuse of discretion, as the district court properly considered the factors listed in 18 U.S.C. § 3553(a) and did not err in weighing the relevant factors. See United States v. Feemster, 572 F.3d 455, 461-62 (8th Cir. 2009) (en banc) (reviewing sentences for substantive reasonableness under deferential abuse-of-discretion standard; abuse of discretion occurs when the court fails to consider a relevant factor, gives significant weight to an improper or irrelevant factor, or commits a clear error of judgment in weighing the appropriate factors). Further, the court imposed a sentence within the Guidelines range and below the statutory maximum. See United States v. Williams, 171 F.4th 1086, 1092 (8th Cir. 2026) (within-Guidelines sentence is presumed reasonable); 21 U.S.C. § 841(b)(1)(B) (mandating prison term of 5 to 40 years).

We have also independently reviewed the record under Penson v. Ohio, 488 U.S. 75 (1988), and we find no non-frivolous issues for appeal. Accordingly, we affirm the judgment, and we grant counsel's motion to withdraw.
